

**EXHIBIT PP**

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BEFORE THE HONORABLE ELIZABETH D. LAPORTE, MAGISTRATE

ORACLE CORPORATION,	)
	)
Plaintiff,	)
	)
VS.	) NO. C 07-1658
	)
SAP AG, et al,	)
	) San Francisco, California
Defendants.	) Tuesday
	) August 4, 2009
	) 2:00 p.m.

TRANSCRIPT OF PROCEEDINGS

APPEARANCES:

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**Reported By:** Debra L. Pas, CSR 11916, CRR, RMR, RPR  
Official Reporter - US District Court  
Computerized Transcription By Eclipse

Debra L. Pas, CSR, CRR, RMR, RPR  
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1           THE COURT: And you're saying that they could go  
2 through exactly the same process as you?

3           MR. COWAN: Correct.

4           THE COURT: Have you looked at the instances where  
5 the customer requested "All" on the request form and had than  
6 all of the boxes checked on their authorization?

7           MR. COWAN: Well, and that's -- that question  
8 presupposes that the customer filled out the download request  
9 form. They did not. That was a Tomorrow Now completed form  
10 on Page 2.

11          THE COURT: Well, but it doesn't really matter who  
12 filled it out. In other words --

13          MR. COWAN: You are saying on Page 1?

14          THE COURT: How many instances -- I'm just looking  
15 at what potentially would be more manageable and  
16 straightforward, because you would only need to compare two  
17 pieces of paper potentially.

18          MR. COWAN: But they could do that as easy as we  
19 could because it's not going to require us referring to any  
20 of our witnesses or any evidence that hasn't already been  
21 produced in the case. They can do that analysis as easy as  
22 we can. The data is there.

23          THE COURT: Has anyone done that analysis?

24          MR. COWAN: On our end, not that I'm aware of. I  
25 would assume they have either not done it or maybe they have